

Introduced by Senator Romero

February 16, 2005

An act to amend Section 40051 of the Public Resources Code, relating to solid waste.

LEGISLATIVE COUNSEL'S DIGEST

SB 318, as introduced, Romero. Waste management.

The existing California Integrated Waste Management Act of 1989 requires the California Integrated Waste Management Board and local agencies to promote specified waste management practices, and to maximize the use of all feasible source reduction, recycling, and composting options in order to reduce the amount of solid waste that must be disposed of by transformation and land disposal.

This bill would also require that the board and local agencies maximize the public awareness of all feasible source reduction, recycling, and composting options in order to reduce the amount of solid waste that must be disposed of by transformation and land disposal hereby creating a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 40051 of the Public Resources Code is
2 amended to read:

3 40051. In implementing this division, the board and local
4 agencies shall do both of the following:

5 (a) Promote the following waste management practices in
6 order of priority:

7 (1) Source reduction.

8 (2) Recycling and composting.

9 (3) Environmentally safe transformation and environmentally
10 safe land disposal, at the discretion of the city or county.

11 (b) Maximize the use *and public awareness* of all feasible
12 source reduction, recycling, and composting options in order to
13 reduce the amount of solid waste that must be disposed of by
14 transformation and land disposal. For wastes that cannot feasibly
15 be reduced at their source, recycled, or composted, the local
16 agency may use environmentally safe transformation or
17 environmentally safe land disposal, or both of those practices.

18 SEC. 2. No reimbursement is required by this act pursuant to
19 Section 6 of Article XIII B of the California Constitution because
20 a local agency or school district has the authority to levy service
21 charges, fees, or assessments sufficient to pay for the program or
22 level of service mandated by this act, within the meaning of
23 Section 17556 of the Government Code.